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SRI No. US-4410-2

PATENT

February 5, 2003



Date

Signature

Joe Clark

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Application of:

Nahid S. WALEH et al.

Serial No.: 10/029,427

Group Art Unit: 1638

Filing Date: December 19, 2001

Examiner: Unassigned

Title: MODULATORS OF THE HYPOCRETIN SYSTEM AND METHODS OF SCREENING THEREFOR

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT AND  
CERTIFICATION UNDER 37 CFR § 1.97(e)**

Commissioner for Patents  
Washington, DC 20231

Sir:

This is a Supplemental Information Disclosure Statement submitted for the Examiner's consideration. Applicants respectfully request that the Examiner review and make of record the references identified below.

The references listed below are being submitted to the Office promptly after they have become known to applicants and are being submitted prior to the final determination on patentability by the Office.

The references listed below were cited in an International (PCT) Search Report dated January 22, 2003, for the PCT application corresponding to the above-identified U.S. patent application. A copy of the Search Report, including an indication of the purported relevance of the cited references, is enclosed. Copies of the references are also submitted herewith.

The Examiner's attention is directed to U.S. Patent No. 5,145,677 to von Eichborn, which is submitted herewith as the English language equivalent of German Patent Document No. DE3436637.

A PTO-1449 form listing the references accompanies this paper. Applicants would appreciate the Examiner's initialing and returning the form to indicate that the references have been reviewed and made of record. The references are as follows:

U.S. PATENT DOCUMENTS		
Document No.	Issue Date or Publication Date	Name of Patentee or Applicant
5,145,677	9/8/92	von Eichborn

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FOREIGN PATENT DOCUMENTS		
Document No.	Publication Date	Country
EP 0849361 A2	6/24/98	Europe
DE 3436637 A1	4/10/86	Germany
WO 91/02067	2/21/91	PCT
WO 93/16107	8/19/93	PCT

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NONPATENT DOCUMENTS	
Brook et al. (1993), "Interferon- $\alpha$ Therapy for Patients with Chronic Fatigue Syndrome," <i>The Journal of Infectious Diseases</i> 168:791-792.	
Krueger et al. (1987), "Interferon Alpha-2 Enhances Slow-Wave Sleep in Rabbits," <i>Int. J. Immunopharmac.</i> 9(1):23-30.	
Waleh et al. (2001), "Modulation of the Promoter Region of Prepro-Hypocretin by $\alpha$ -Interferon," <i>Gene</i> 262:123-128.	

This Supplemental Information Disclosure Statement is not intended as a representation that additional information material to the examination of this application does not exist or that any of the above references constitutes prior art to the present application within the meaning of 35 USC § 102.


As this Supplemental Information Disclosure Statement is being filed within three months of the date of the International Search Report (i.e., January 22, 2003), no fee is required at this time. If, for any reason, a fee is found to be necessary, our Deposit Account No. 18-0580 may be charged therefor. **A duplicate copy of this sheet is enclosed.**

The undersigned hereby certifies that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a

counterpart foreign application not more than three months prior to the filing of this Statement  
(37 CFR § 1.97(e)(1)).

Respectfully submitted,

By:

  
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